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9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,)
12 Plaintiff,)
13 v.) 2:10-CV-2200-PMP-(FWF)
14 \$3,630.00 IN UNITED STATES CURRENCY,)
15 Defendant.)
16

17 DEFAULT JUDGMENT OF FORFEITURE

18 The United States filed a verified Complaint for Forfeiture in Rem on December 17, 2010.
19 Docket ECF No 1. The Complaint (ECF No. 1) alleges the defendant property:

- 20 a. was furnished or was intended to be furnished in exchange for controlled
21 substances in violation of Title II of the Controlled Substances Act, 21 U.S.C. §
22 801 *et seq.*, and is subject to forfeiture to the United States pursuant to 21 U.S.C.
23 § 881(a)(6).
24 b. is proceeds traceable to exchanges of controlled substances in violation of Title
25 II of the Controlled Substances Act, 21 U.S.C. § 801 *et seq.*, and is subject to
26 forfeiture to the United States pursuant to 21 U.S.C. § 881(a)(6).

1 c. was used or was intended to be used to facilitate violations of Title II of the
2 Controlled Substances Act, 21 U.S.C. § 801 *et seq.*, and is subject to forfeiture
3 to the United States pursuant to 21 U.S.C. § 881(a)(6).

4 On December 22, 2010, the Court entered an Order for Summons and Warrant of Arrest in
5 Rem for the Property and Notice and issued the Summons and Warrant of Arrest in Rem. ECF No.
6 3, ECF No. 4.

7 Pursuant to the Order (ECF No. 3), the Complaint (ECF No. 1), the Order (ECF No. 3), the
8 Summons and Warrant (ECF No. 4), and the Notice of Complaint for Forfeiture (ECF No. 7, p. 9-10)
9 were served on the defendant property and all persons claiming an interest in the defendant property.
10 All persons interested in the defendant property were required to file their claims with the Clerk of the
11 Court no later than 35 days after the notice of this action was sent by mail, followed by the filing of
12 an answer to the Complaint within 21 days after the filing of their respective claims. ECF No. 1, ECF
13 No. 3, ECF No. 4, ECF No. 7, p. 9-10.

14 On February 8, 2011, the United States Marshals Service served the Complaint, the Order,
15 the Summons and Warrant of Arrest in Rem for the Property, and the Notice by executing them on
16 the defendant property. ECF No. 7, p. 2, 9-20.

17 On February 8, 2011, the United States Marshals Service served the Complaint, the Summons
18 and Warrant of Arrest in Rem for the Property, the Order, and the Notice on Brandon Johnson by
19 certified return receipt mail and regular mail. ECF No. 7, p. 3-4, 9-20.

20 On February 8, 2011, the United States Marshals Service served the Complaint, the Summons
21 and Warrant of Arrest in Rem for the Property, the Order, and the Notice on La-Ninja Rockymore by
22 certified return receipt mail and regular mail. ECF No. 7, p. 5-6, 9-20.

23 On February 8, 2011, the United States Marshals Service served the Complaint, the Summons
24 and Warrant of Arrest in Rem for the Property, the Order, and the Notice on Nina Scott by certified
25 return receipt mail and regular mail. ECF No. 7, p. 7-20.

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1 Public notice of the forfeiture action and arrest was given to all persons and entities by
2 publication on the official government website www.forfeiture.gov from April 2, 2012, through May
3 1, 2012. ECF No. 17.

4 No other person or entity has filed a claim, answer, or responsive pleading within the time
5 permitted by 18 U.S.C. § 983(a)(4) and Fed. R. Civ. P. Supp. Rule G(4) and (5).

6 On September 18, 2012, the United States filed a Request for Entry of Default against the
7 defendant property and all persons or entities who claim an interest in the defendant property in the
8 above-entitled action. ECF No. 18.

9 On September 19, 2012, the Clerk of the Court entered a Default against the defendant
10 property and all persons or entities who claim an interest in the defendant property in the above-
11 entitled action. ECF No. 19.

12 Brandon Johnson is not in the military service within the purview of the Servicemen's Civil
13 Relief Act of 2003. Exhibit 1.

14 Nina Scott is not in the military service within the purview of the Servicemen's Civil Relief
15 Act of 2003. Exhibit 2.

16 La-Ninja Rockymore is not in the military service within the purview of the Servicemen's
17 Civil Relief Act of 2003. Exhibit 3.

18 The allegations of the Complaint are sustained by the evidence and are adopted as findings
19 of fact. The Court concludes as a matter of law that the United States is entitled to the relief requested
20 in the Complaint.

21 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that
22 Default Judgment of Forfeiture be entered against the defendant property and all persons or entities
23 who claim an interest in the defendant property in the above-entitled action.

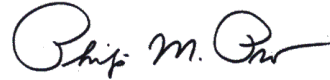
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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that said property be, and the
2 same is hereby forfeited to the United States of America, and no right, title, or interest in the property
3 shall exist in any other party.

4 IT IS HEREBY CERTIFIED, pursuant to 28 U.S.C. § 2465(a)(2), that there was reasonable
5 cause for the seizure or arrest of the defendant property.

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8 UNITED STATES DISTRICT JUDGE

9 DATED: September 20, 2012.
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